

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

JAMES E. WASHINGTON,

Plaintiff, : Case No. 3-21-cv-268

- vs - District Judge Thomas M. Rose  
COMMUNITY SERVICES REAL Magistrate Judge Michael R. Merz  
ESTATE, LLC., et al.,

Defendants.

---

**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

---

The Court previously adopted the Report and Recommendations of United States Magistrate Judge Michael R. Merz (ECF No. 18) to whom this case was referred pursuant to 28 U.S.C. § 636(b). Plaintiff filed an affidavit asserting that he had not been served with the report and recommendation, though it was mailed on May 24, 2022. (ECF 25) The Court mailed another copy, (ECF 26); Plaintiff filed another affidavit denying that he had been served, (ECF 27); the Court mailed another copy of the document on June 14, 2022.

The Court has again reviewed the Report and Recommendation and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said Report and Recommendations.

Accordingly, it is hereby ORDERED that Plaintiff's Motion for Summary Judgment (ECF No. 17) is DENIED.

July 8, 2022.

s/Thomas M. Rose

Thomas M. Rose  
United States District Judge